

Exhibit 1 to Fingerhut Declaration

AFFIDAVIT OF DUE DILIGENCE - ATTEMPTS TO LOCATE AND/OR SERVE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

Index/Case #: 1:23-CV-01631-LDH-JRC

Court Date:

Filing Date: June 8, 2023

Client: PHILLIPS & ASSOCIATES

Attorney:

Plaintiff

CYNTHIA MOON

Defendant

VS

ARCHWAY LOGISTICS LLC AND JOSHUA OLATUNDE, INDIVIDUALLY

STATE OF NEW YORK, COUNTY OF NEW YORK, SS.:

Mohammed N Al-Atrash, being duly sworn, deposes and says: that deponent is not a party to this action, is over the age of eighteen (18) years and resides in the State of New York ; deponent attempted to serve the within Summons in a Civil Action and Complaint

Upon JOSHUA OLATUNDE

the defendant / respondent therein named, and that after due search, careful inquiry and diligent attempts the deponent was unable to effect process upon the person being served because of the following reason(s):

Date/Time: 06/24/2023 08:53:00 Attempt at: 990 ATLANTIC AVENUE, FLOOR 2, CROWN HEIGHTS, NY 11238 Results: NO ANSWER

Date/Time: 06/29/2023 12:39:00 Attempt at: 990 ATLANTIC AVENUE, FLOOR 2, CROWN HEIGHTS, NY 11238 Results: NOT KNOWN F BL BL 45 5'5 150

Date/Time: 07/18/2023 09:33:00 Attempt at: 990 ATLANTIC AVENUE, FLOOR 2, CROWN HEIGHTS, NY 11238 Results: HE DOESN’T WORK THERE NOT KNOWN PLEASE STOP COMING BACK F BL BL 45 5’5 150

Sworn to before me on August 2, 2023

Samuel Mlotok
Notary Public - State of New York
No. 01ML6317724
Qualified in Nassau County
My Commission Expires April 14, 2027



Mohammed N Al-Atrash

Lic# 2094622

JobID 2334136

Client ID

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Court Date:

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Client: PHILLIPS & ASSOCIATES

Attorney:

Plaintiff

CYNTHIA MOON

Defendant

VS

ARCHWAY LOGISTICS LLC AND JOSHUA OLATUNDE, INDIVIDUALLY

STATE OF NEW YORK, COUNTY OF NEW YORK, SS.:

Yoler Jean-Baptiste, being duly sworn, deposes and says: that deponent is not a party to this action, is over the age of eighteen (18) years and resides in the State of New York ; deponent attempted to serve the within Summons in a Civil Action and Complaint

Upon JOSHUA OLATUNDE

the defendant / respondent therein named, and that after due search, careful inquiry and diligent attempts the deponent was unable to effect process upon the person being served because of the following reason(s):

Date/Time: 08/14/2023 16:22:00 Attempt at: 220 EAST 116TH STREET #4, NEW YORK, NY 10029-1401 Results: DEFENDANT IS UNKNOWN PER OWNER OF BUILDING

Sworn to before me on September 5, 2023

Joseph Knight
Notary Public - State of New York
No. 01KN6178241
Qualified in New York County
My Commission Expires 11/26/23



Yoler Jean-Baptiste

Lic# 1139306

JobID 2344408

Client ID

14.8 *

AFFIDAVIT OF DUE DILIGENCE - ATTEMPTS TO LOCATE AND/OR SERVE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

Index/Case #: 1:23-CV-01631-LDH-JRC

Court Date:

Filing Date: June 8, 2023

Client: PHILLIPS & ASSOCIATES

Attorney:

Plaintiff

CYNTHIA MOON

Defendant

VS

ARCHWAY LOGISTICS LLC AND JOSHUA OLATUNDE, INDIVIDUALLY

STATE OF NEW YORK, COUNTY OF ONONDAGA, SS.:

TROY PRATER, being duly sworn, deposes and says: that deponent is not a party to this action, is over the age of eighteen (18) years and resides in the State of New York ; deponent attempted to serve the within Summons in a Civil Action and Complaint

Upon JOSHUA OLATUNDE C/O KOOL KIDZ DAYCARE CENTER

the defendant / respondent therein named, and that after due search, careful inquiry and diligent attempts the deponent was unable to effect process upon the person being served because of the following reason(s):

Date/Time: 07/31/2023 03:43 PM Attempt at: 239 W FAYETTE STREET STE 208, SYRACUSE, NY 13202 Results: NO ACCESS INTO THE BUILDING. THE DOOR DOES NOT HAVE A BUZZER OR DOORBELL. YOU CAN ONLY GAIN ACCESS WITH A KEY FOB.
Date/Time: 08/01/2023 08:06 AM Attempt at: 239 W FAYETTE STREET STE 208, SYRACUSE, NY 13202 Results: NO ACCESS INTO THE BUILDING. THE DOOR DOES NOT HAVE A BUZZER OR DOORBELL. YOU CAN ONLY GAIN ACCESS WITH A KEY FOB.
Date/Time: 08/03/2023 06:26 PM Attempt at: 239 W FAYETTE STREET STE 208, SYRACUSE, NY 13202 Results: NO ACCESS INTO THE BUILDING. THE DOOR DOES NOT HAVE A BUZZER OR DOORBELL. YOU CAN ONLY GAIN ACCESS WITH A KEY FOB.

Sworn to before me on

8/9/23



KATELYN M. BOYER
Notary Public - State of New York
No. 01806441290
Qualified in Onondaga County
My Comm. Expires Sep. 26, 2026



TROY PRATER

Lic#

JobID 2342599

Client ID

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK

Cynthia Moon
Plaintiff(s),

ATTORNEY: PHILLIPS & ASSOCIATES, ATTORNEYS AT
LAW, PLLC

vs.

CIVIL ACTION NO.: 1:23-CV-01631 LDH-JRC

Archway Logistics LLC and Joshua Olatunde, Individually
Defendant(s).

DATE OF FILING: 06/08/2023

AFFIDAVIT OF SERVICE

STATE OF Nevada: COUNTY OF CLARK ss:

I, Sabrina Rose, being duly sworn deposes and says deponent is not a party to this action and is over the age of eighteen years and resides in the state of Nevada.

That on **10/23/2023 at 4:26 PM at 510 Crimson View PI, Las Vegas, NV 89144**,
Deponent served the **Summons in a Civil Action, Amended Complaint** upon **Joshua Olatunde**, defendant/respondent/recipient herein.

Said service was effected in the following manner;

By delivering thereat a true copy to **Joshua Olatunde**, personally; deponent knew said person so served to be the person mentioned and described as said defendant/respondent/recipient therein.

Deponent describes the individual served to the best of deponent's ability at the time and circumstances of service as follows: Sex: **Male** Skin: **Black** Hair: **Bald** Age (Approx): **40** Height(Approx): **5'10"** Weight(Approx): **200-225 lbs** Glasses: Other:

I certify that the foregoing statements made by me are true, correct and my free act and deed. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Clark County, Nevada

Sworn to before me this

November 2nd 2023

Mary Kielty

[Signature]

Sabrina Rose, No. R-2020-00191

